

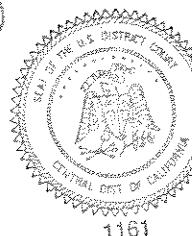
FILED
CLERK, U.S. DISTRICT COURT
NOV 9 2006
CENTRAL DISTRICT OF CALIFORNIA
BY *np* DEPUTY

1 DEBRA WONG YANG
United States Attorney
2 THOMAS P. O'BRIEN
Assistant United States Attorney
3 Chief, Criminal Division
BONNIE L. HOBBS (208525)
4 Assistant United States Attorney
1500 United States Courthouse
5 312 North Spring Street
Los Angeles, California 90012
6 Telephone: (213) 894-4447
Facsimile: (213) 894-3713
7 E-mail: bonnie.hobbs@usdoj.gov

8 Attorneys for Plaintiff
United States of America

11/21/06
I hereby attest and certify on
that the foregoing document is a full, true
and correct copy of the original on file in
my office, and in my legal custody.

CLERK, U.S. DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA



[Signature] DEPUTY CLERK

11 UNITED STATES DISTRICT COURT

12 FOR THE CENTRAL DISTRICT OF CALIFORNIA

13 UNITED STATES OF AMERICA,) Case No. 06-1968 M
14 Plaintiff,)
15 v.) GOVERNMENT'S NOTICE OF REQUEST
16 FRANCISCO OROZCO,) FOR DETENTION
17 Defendant.)

18 Plaintiff, United States of America, by and through its
19 counsel of record, hereby requests detention of defendant and gives
20 notice of the following material factors:

21 1. Temporary 10-day Detention Requested (§ 3142(d))

22 on the following grounds:

23 a. offense committed while defendant was on release
24 pending (felony trial), (sentencing) (appeal) or
25 on (probation) (parole);

26 b. alien not lawfully admitted for permanent
27 residence;

28 DOCKETED ON CM

NOV 20 2006

5

1 ____ c. flight risk;

2 ____ d. danger to community.

3 x 2. Pretrial Detention Requested (§ 3142(e)) because no
4 condition or combination of conditions will
5 reasonably assure against:

6 x a. danger to any other person or the community;

7 x b. flight.

8 ____ 3. Detention Requested Pending Supervised
9 Release/Probation Revocation Hearing (Rules
10 32.1(a)(6), 46(d), and 18 U.S.C. § 3143(a)):

11 ____ a. Defendant cannot establish by clear and
12 convincing evidence that he/she will not pose a
13 danger to any other person or to the community;

14 ____ b. Defendant cannot establish by clear and
15 convincing evidence that he/she will not flee.

16 x 4. Presumptions Applicable to Pretrial Detention (18
17 U.S.C. § 3142(e)):

18 x a. Title 21 or Maritime Drug Law Enforcement Act
19 ("MDLEA") (46 U.S.C. App. 1901 et seq.) offense
20 with 10-year or greater maximum penalty
21 (presumption of danger to community and flight
22 risk);

23 ____ b. offense under 18 U.S.C. § 924(c) (firearm
24 used/carried/possessed during/in relation to/in
25 furtherance of crime), § 956(a), or § 2332b
26 (presumption of danger to community and flight
27 risk);

28

1 c. offense involving a minor victim under 18 U.S.C.
2 §§ 1201, 1591, 2241, 2242, 2244(a)(1), 2245,
3 2251, 2251A, 2252(a)(1)-(a)(3), 2252A(a)(1)-
4 2252A(a)(4), 2260, 2421, 2422, 2423 or 2425
5 (presumption of danger to community and flight
6 risk);

7 d. defendant currently charged with (I) crime of
8 violence, (II) offense with maximum sentence of
9 life imprisonment or death, (III) Title 21 or
10 MDLEA offense with 10-year or greater maximum
11 sentence, or (IV) any felony if defendant
12 previously convicted of two or more offenses
13 described in I, II, or III, or two or more state
14 or local offenses that would qualify under I,
15 II, or III if federal jurisdiction were present,
16 or a combination of such offenses, AND defendant
17 was previously convicted of a crime listed in I,
18 II, or III committed while on release pending
19 trial, AND the current offense was committed
20 within five years of conviction or release from
21 prison on the above-described previous
22 conviction (presumption of danger to community).

23 5. Government Is Entitled to Detention Hearing
24 Under § 3142(f) If the Case Involves:
25 a. a crime of violence (as defined in 18 U.S.C.
26 § 3156(a)(4));
27 b. an offense for which maximum sentence is life

imprisonment or death;

c. Title 21 or MDLEA offense with maximum sentence of ten years or more;

d. instant offense is felony and defendant has two or more convictions for a crime set forth in a-c above or for an offense under state or local law that would qualify under a, b, or c if federal jurisdiction were present;

e. serious risk defendant will flee;

f. serious risk defendant will (obstruct or attempt to obstruct justice) (threaten, injure, or intimidate witness or juror, or attempt to do so).

6. Government requests continuance of _____ days for detention hearing based upon the following reason:

6. Government requests continuance of _____ days for
detention hearing based upon the following reason:

7. Good cause for continuance in excess of three days exists in that:

DATED: November 9, 2006

Respectfully submitted,

DEBRA WONG YANG
United States Attorney

~~BONNIE L. HOEBS~~
Assistant United States Attorney

Attorneys for Plaintiff
United States of America